

Message Text

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ACTION DLOS-06

INFO OCT-01 IO-13 ISO-00 FEA-01 ACDA-10 AGR-10 AID-05

CEA-01 CEQ-01 CG-00 CIAE-00 CIEP-02 COME-00 DODE-00

DOT-00 EB-07 EPA-04 ERDA-07 FMC-02 TRSE-00 H-02

INR-07 INT-05 JUSE-00 L-03 NSAE-00 NSC-05 NSF-02

OES-06 OMB-01 PA-02 PM-04 PRS-01 SP-02 SS-15 USIA-15

SAL-01 ARA-10 /151 W

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P 102106Z AUG 76

FM USMISSION USUN NY

TO SECSTATE WASHDC PRIORITY 8583

UNCLAS USUN 3167

FROM: LOS DEL

E.O. 11652: N/A

TAGS: PLOS, MX

SUBJ: US-MEXICO BOUNDARIES

1. U.S. DELOFF HANDED FOLLOWING PROPOSAL FOR NOTES ON PROVISIONAL
BOUNDARY TO CASTANEDA OF MEX. DELEGATION AUGUST 5: BEGIN
TEXT; THE SECRETARIAT OF FOREIGN RELATIONS OF THE UNITED MEXICAN
STATES PRESENTS ITS COMPLIMENTS TO THE EMBASSY OF THE UNITED
STATES OF AMERICA AND HAS THE HONOR TO REFER TO THE DECREE
ADDING TO ARTICLE 27 OF THE POLITICAL CONSTITUTION OF THE
UNITED MEXICAN STATES IN ORDER TO ESTABLISH AN EXCLUSIVE
ECONOMIC ZONE SITUATED BEYOND THE LIMITS OF THE TERRITORIAL
SEA, AND TO THE FISHERY CONSERVATION AND MANAGEMENT ACT OF
1976 WHICH ESTABLISHES A FISHERY CONSERVATION ZONE OFF THE
COAST OF THE UNITED STATES. THE SECRETARIAT FURTHER HAS THE
HONOR TO REFER TO THE DISCUSSIONS WHICH HAVE CONCLUDED THAT
THESE MEASURES WILL CREATE A NEED FOR MARITIME BOUNDARIES
BETWEEN THE UNITED MEXICAN STATES AND THE UNITED STATES OF
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AMERICA.

THE SECRETARIAT NOTES THAT THE UNITED STATES AND MEXICO HAVE NOT DELIMITED THE CONTINENTAL SHELF BOUNDARY BETWEEN THE TWO COUNTRIES, AND FURTHER NOTES THAT THE PRESENT MARITIME BOUNDARY ARRANGEMENT, ESTABLISHED IN THE 1970 TREATY TO RESOLVE PENDING BOUNDARY DIFFERENCES AND MAINTAIN THE RIO GRANDE AND COLORADO RIVER AS THE INTERNATIONAL BOUNDARY, EXTENDS A BOUNDARY ONLY 12 NAUTICAL MILES SEAWARD FROM THE COAST. THE GOVERNMENT OF MEXICO RECOGNIZES THE DESIRABILITY OF ESTABLISHING 200 NAUTICAL MILE MARITIME BOUNDARIES AND HAS THE HONOR TO PROPOSE THAT THE UNITED STATES AND MEXICO CONCLUDE A TREATY ON THE BASIS OF CLOSE FRIENDSHIP AND MUTUAL RESPECT TO ESTABLISH THE PERAMENT MARITIME BOUNDARIES BETWEEN THE TWO COUNTRIES IN THE PACIFIC OCEAN AND GULF OF MEXICO.

TAKING INTO ACCOUNT THE FACT THAT THE NECESSARY TECHNICAL WORK CANNOT BE COMPLETED BEFORE THE COMING INTO FORCE OF THE NATIONAL LAWS REFERRED TO ABOVE. THE SECRETARIAT HAS THE FURTHER HONOR TO PROPOSE THAT, PENDING THE ESTABLISHMENT OF PERMANENT MARITIME BOUNDARIES BETWEEN THE TWO COUNTRIES IN THE PACIFIC OCEAN AND THE GULF OF MEXICO BY TREATY, THE FOLLOWING LINES BE UTILIZED.

IN THE PACIFIC OCEAN:

A. A RHUMB LINE FROM 32 DEGREES 35'22.11" NORTH LATITUDE; 117 DEGREES 27'49.42" WEST LONGITUDE TO 32 DEGREES 37'37.00" NORTH LATITUDE, 117 DEGREES 42'31.00" WEST LONGITUDE;

B) A RHUMB LINE FROM 32 DEGREES 37'37.00" NORTH LATITUDE, 117 DEGREES 42'31.00" WEST LONGITUDE TO 31 DEGREES 07'58.00" NORTH LATITUDE, 118 DEGREES 36'18.00" WEST LONGITUDE;

C) A RHUMB LINE FROM 31 DEGREES 07'58.00" NORTH LATITUDE, 118 DEGREES 36'18.00" WEST LONGITUDE TO A POINT TWO-HUNDRED NAUTICAL MILES FROM THE RESPECTIVE BASELINES UNCLASSIFIED

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CONNECTING 30 DEGREES 52'05.00" NORTH LATITUDE 120 DEGREES 28'24.00" WEST LONGITUDE WITH 30 DEGREES 24'40.00" NORTH LATITUDE, 122 DEGREES 24'22.00" WEST LONGITUDE.

IN THE WESTERN GULF OF MEXICO:

A) A RHUMB LINE FROM 25 DEGREES 58'30.57" NORTH LATITUDE, 96 DEGREES 55'27.37" WEST LONGITUDE TO 26 DEGREES 00'13.00"

NORTH LATITUDE, 96 DEGREES 34'51.00" WEST LONGITUDE;

B) A RHUMB LINE FROM 26 DEGREES 00'13.00" NORTH LATITUDE, 96 DEGREES 34'51.00" WEST LONGITUDE TO A POINT TWO-HUNDRED NAUTICAL MILES FROM THE RESPECTIVE BASELINES CONNECTING 26 DEGREES 00'13.00" NORTH LATITUDE, 96 DEGREES 34'51.00" WEST LONGITUDE WITH 25 DEGREES 59'43.00" NORTH LATITUDE, 93 DEGREES 26'29.00" WEST LONGITUDE.

IN THE EASTERN GULF OF MEXICO:

A) A RHUMB LINE FROM A POINT TWO-HUNDRED NAUTICAL MILES FROM THE RESPECTIVE BASELINES CONNECTING 25 DEGREES 36'56.00" NORTH LATITUDE, 91 DEGREES 40'18.00" WEST LONGITUDE;

B) A RHUMB LINE FROM 25 DEGREES 46'52.00 NORTH LATITUDE, 90 DEGREES 29'41.00" WEST LONGITUDE TO 25 DEGREES 43'40.00" NORTH LATITUDE, 89 DEGREES 12'45.00" WEST LONGITUDE;

C) A RHUMB LINE FROM 25 DEGREES 43'40.00" NORTH LATITUDE, 89 DEGREES 12'45.00" WEST LONGITUDE TO A POINT TWO-HUNDRED NAUTICAL MILES FROM THE RESPECTIVE BASELINES CONNECTING 25 DEGREES 43'40.00" NORTH LATITUDE, 89 DEGREES 12'45.00" WEST LONGITUDE WITH 25 DEGREES 43'40.00" NORTH LATITUDE, 89 DEGREES 12'45.00" WEST LONGITUDE WITH 25 DEGREES 41'33.00" NORTH LATITUDE, 88 DEGREES 18'00.00" WEST LONGITUDE.

IT SHALL BE UNDERSTOOD THAT ON THE SOUTH SIDE OF SUCH LINES, THE UNITED STATES SHALL NOT, AND ON THE NORTH SIDE OF SUCH LINES, THE UNITED MEXICAN STATES SHALL NOT, FOR ANY PURPOSE, CLAIM OR EXERCISE SOVEREIGN UNCLASSIFIED

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RIGHTS OR JURISDICTION WITH RESPECT TO THE WATERS OR SEABED AND SUBSOIL. IT SHALL BE FURTHER UNDERSTOOD THAT SUCH LINES WILL NOT AFFECT OR PREJUDICE IN ANY MANNER THE POSITIONS OF EITHER STATE WITH RESPECT TO THE EXTENT OF INTERNAL WATERS, OF THE TERRITORIAL SEA, OF THE HIGH SEAS OR OF SOVEREIGN RIGHTS OR JURISDICTION FOR ANY OTHER PURPOSE.

THE SECRETARIAT HAS THE FURTHER HONOR TO PROPOSE THAT, IF IT IS ACCEPTABLE TO THE UNITED STATES, THIS NOTE AND YOUR REPLY TO THAT EFFECT SHALL CONSTITUTE AN AGREEMENT BETWEEN OUR TWO GOVERNMENTS, WHICH SHALL ENTER INTO FORCE ON THE DATE OF YOUR REPLY.

(COMPLIMENTARY CLOSE.)

U.S. NOTE WOULD READ AS FOLLOWS:

THE EMBASSY OF THE UNITED STATES OF AMERICA PRESENTS
ITS COMPLIMENTS TO THE SECRETARIAT OF FOREIGN RELATIONS
OF THE UNITED MEXICAN STATES AND ON THE INSTRUCTIONS OF
ITS GOVERNMENT HAS THE HONOR TO REFER TO YOUR NOTE
OF CONCERNING CERTAIN MARITIME BOUNDARIES BETWEEN
THE UNITED STATES AND MEXICO WHICH READS IN ENGLISH AS
FOLLOWS:

(INSERT TEXT.)

13. IN REPLY, IT IS THE EMBASSY'S HONOR TO INFORM YOU
THAT THE PROPOSAL SET FORTH IN YOUR NOTE IS ACCEPTABLE
TO THE GOVERNMENT OF THE UNITED STATES OF AMERICA.
ACCORDINGLY, THE EMBASSY AGREES THAT YOUR NOTE AND THIS
REPLY SHALL CONSTITUTE AN AGREEMENT BETWEEN THE TWO
GOVERNMENTS, WHICH SHALL ENTER INTO FORCE ON THE DATE OF
THIS REPLY.

(CLOSING COMPLIMENT.) END TEXT
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: LAW OF THE SEA, WATER BOUNDARIES, NEGOTIATIONS, MEETINGS
Control Number: n/a
Copy: SINGLE
Draft Date: 10 AUG 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976USUNN03167
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D760308-0176
From: USUN NEW YORK
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760866/aaaacgfn.tel
Line Count: 192
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION DLOS
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 4
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: greeneet
Review Comment: n/a
Review Content Flags:
Review Date: 14 APR 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <14 APR 2004 by ReddocGW>; APPROVED <12 JAN 2005 by greeneet>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: US-MEXICO BOUNDARIES
TAGS: PLOS, MX, US
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006